IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

THURSDAY, THE 24TH MAY 2007 / 3RD JYAISHTA 1929

WP(C).No. 15692 of 2007(R)

PETITIONER:

M.H.BADARUNNEEZA, W/O.BASHEER,
AGED 53, PUTHUPARAMBIL HOUSE, KUMILY.

BY ADV. SRI.C.S.MANILAL

RESPONDENTS:

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1. THE STATE OF KERALA, REPRESENTED
BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION
DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM.

2. THE DEPUTY DIRECTOR OF EDUCATION,
IDUKKI, THODUPUZHA.

BY GOVT. PLEADER SRI. A.J. VARGHESE

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 24/05/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

A.K. BASHEER, J.

W.P.(C). NO. 15692 OF 2007

Dated this the 24th day of May, 2007

J U D G M E N T

Petitioner, who is stated to be working as a Headmistress in a Lower Primary School at Chemmannu, has got a grievance that her request for transfer to a station of her choice has been turned down without any justifiable reason while allowing such request made by one T. Babu Raj, who is far junior to the petitioner, to the station preferred by the petitioner. I do not propose to deal with the above contention at this stage particularly for the reason that the petitioner has preferred Ext.P6 representation highlighting her grievances before the competent authority. Learned counsel submits that petitioner will be satisfied if an appropriate direction is issued to the said authority to consider and pass orders thereon expeditiously. It is also pointed out by the learned counsel that a vacancy is likely yo arise in one of the stations of petitioner's choice.

In the above facts and circumstances the writ petition is disposed of with a direction to respondent No.2 to consider and pass orders on Ext.P6 strictly on its merit and in accordance with

law as expeditiously as possible, at any rate, within a period of one month from the date of receipt of a copy of this judgment. The availability, if any, of a new vacancy referred to above shall also be kept in view while deciding the issue. The petitioner shall produce a certified copy of this judgment along with a copy of the writ petition before respondent No.2 for compliance.

A.K. BASHEER, JUDGE

vps

A.K. BASHEER, JUDGE

OP NO.20954/00

JUDGMENT

1ST MARCH, 2007